

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.257 OF 2005

IN

CIVIL APPLICATION NO.186 OF 2002

IN

FAMILY COURT APPEAL NO.110 OF 2002

IN

JUDGMENT AND ORDER DATED 20.8.2002

IN

FAMILY COURT PETITION NO.A-972 OF 1995

Anita Omprakash Agarwal ..Applicant

Vs.

Omprakash Ridhkaranji Agarwal..Respondent

...  
Mr.I.A.Bagaria for Applicant  
Mr.D.G.Parab for Mr.Pankaj Bhat for  
Respondent

...

CORAM: DR.S.RADHAKRISHNAN AND  
SMT.V.K.TAHILRAMANI, JJ.  
DATE : NOVEMBER 29, 2005

**P.C.**

1. Rule. Rule made returnable forthwith.

2. Heard the learned counsel for the Applicant and learned counsel for the Respondent. By this Civil Application, the Applicant is seeking recall of order dated 22.11.2005 whereby the Civil Application No.186 of 2002 was dismissed for default. For the reasons stated in the Civil Application, sufficient cause has been made out. There is no case of inaction, negligence or want of bonafide. Hence, Civil Application is made

absolute in terms of prayer (a).

3. Appeal to be placed for settlement on  
5.12.2005.

[DR.S.RADHAKRISHNAN, J.]

[SMT.V.K.TAHILRAMANI, J.]